

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

HERMAN PAUL CUMBY, and  
G. CUMBY

Plaintiffs

C.A. NO.: 3:18-cv-30049

v.

CITY OF SPRINGFIELD, SPRINGFIELD  
POLICE DEPARTMENT, OFFICER  
DANIEL BILLINGSLEY, OFFICER ANTHONY  
CICERO, OFFICER CHRISTIAN CICERO,  
OFFICER IGOR BASOVSKIY, OFFICER  
DARREN NGUYEN, OFFICER SHAVONNE  
LEWIS, OFFICER MELISSA RODRIGUEZ,  
OFFICER JAMES D'AMORE, OFFICER  
JEREMY RIVAS, OFFICER DERRICK  
GENTRY-MITCHELL, OFFICER JOSE DIAZ,  
OFFICER NATHANIEL PEREZ, OFFICER  
JOHN WAJDULA, OFFICERS JOHN DOE 1  
through 10, SGT. LOUIS BARTOLUCCI, LT.  
JESSICA HENDERSON, LT. NORMAN  
CHAREST, CPT. TRENT DUDA,  
COMMISSIONER JOHN BARBIERI

Defendants

**STIPULATION OF DISMISSAL WITH PREJUDICE**

The parties in the above-entitled action, pursuant to the provisions of Federal R. Civ. P.

41(a)(1)(ii), hereby stipulate that said action be dismissed with prejudice and without interest, costs or  
award of attorneys' fees and with all rights of appeal involving the Releasees waived.

Respectfully submitted,  
The Defendants,

City of Springfield, Springfield Police  
Department, Officer Daniel Billingsley,  
Officer Anthony Cicero, Officer Christian  
Cicero, Officer Igor Basovskiy,  
Officer Darren Nguyen, Officer Shavonne  
Lewis, Officer Melissa Rodriguez,  
Officer James D'Amour, Officer Jeremy  
Rivas, Officer Derrick Gentry-Mitchell,  
Officer Jose Diaz, Officer Nathaniel Perez,  
Officer John Wajdula, Sgt. Louis Bortolucci,  
Lt. Jessica Henderson, Lt. Norman Charest,  
Cpt. Trent Duda and Commissioner John  
Barbieri

By their attorneys,

Dated: November 13, 2018

/s/ Kathleen E. Sheehan  
Kathleen E. Sheehan, Esq., BBO#456910  
Lisa C. deSousa, Esq. BBO#546115  
Edward M. Pikula, Esq. BBO#399770  
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[epikula@springfieldcityhall.com](mailto:epikula@springfieldcityhall.com)

Respectfully submitted,  
The Plaintiffs,  
By their attorney,

Dated: November 12, 2018

/s/ Michelle S. Cruz  
Michelle S. Cruz, Esq., BBO#651081  
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Chicopee, MA 01103  
Phone: (413) 592-9400  
[Cruz4law@gmail.com](mailto:Cruz4law@gmail.com)

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true copy of the within Stipulation of Dismissal was this day served upon Plaintiff via the Federal Court's ECF Notice and delivery System. I am not aware of any party who is a non-registered participant, and therefore electronic filing is the sole means of service of this document.

SIGNED under the pains and penalties of perjury.

Dated: November 13, 2018

/s/ Kathleen E. Sheehan  
Kathleen E. Sheehan, Esq.